

PATENT APPLICATION
Q-90107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Heinz FOCKE et al

Appln. No. 10/550,890

Group Art Unit: NOT YET KNOWN

Confirmation No.: NOT YET KNOWN

Examiner: NOT YET KNOWN

Filed: September 27, 2005

For: FOLDING BOX FOR CIGARETTES

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO/SB/08 A & B (modified) and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the non-U.S. patent documents is submitted herewith. In accordance with 37 C.F.R. § 1.98(a)(2)(i), the undersigned is not submitting copies of the cited U.S. patent documents.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

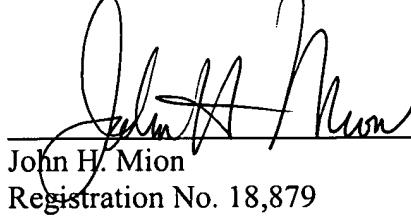
INFORMATION DISCLOSURE STATEMENT
U.S. APPLN. NO. 10/550,890

filings a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

Applicant encloses a copy of a TORTA Research S.r.l. letter, received in the EPO on January 12, 2006, for Applicant's counterpart European patent application, and citing the six (6) listed documents. The letter contains a concise explanation of relevance of DE '345.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,


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Date: February 16, 2006

Substitute for form 1449 A & B/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Application Number	10/550,890
		Confirmation Number	NOT YET KNOWN
		Filing Date	September 27, 2005
		First Named Inventor	Heinz FOCKE et al
		Art Unit	NOT YET KNOWN
		Examiner Name	NOT YET KNOWN
Sheet	1	of	Attorney Docket Number

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US 3,907,194		9-23-1975	Larry C. DAVENPORT et al
		US 4,134,531		1-16-1979	David J. MARTINEZ et al
		US 5,044,550		9-3-1991	Klaus P. LAMM
		US 4,753,383		1-28-1988	Heinz FOCKE et al
		US			
		US			

FOREIGN PATENT DOCUMENTS

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov. MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is indicate here if English language Translation is attached.